



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Girish et al.

Attorney Docket No.:

APL1P281/P3101

Application No.: 10/651,918

Examiner: TERMANINI, S

Filed: August 29, 2003

Group: 2178

Title: VIDEO CONFERENCING SYSTEM
HAVING FOCUS CONTROL

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as first-class mail on December 21, 2007 in an envelope addressed to the Commissioner for Patents, Mail Stop RCE, P.O. Box 1450 Alexandria, VA 22313-1450.

Signed: _____

Jonathan C. Scott

PRE-APPEAL BRIEF REQUEST FOR REVIEW

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant requests review of the final rejection in the above-identified application. No amendments are being filed with this request. This request is being filed with a notice of appeal. I am the attorney or agent acting under 37 CFR 1.34

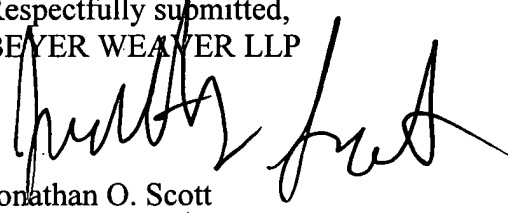
The review is requested for the following reasons. The advisory action on the continuation sheet points out that paragraph 12 (Applicant believes this is actually paragraph 10) of the specification "explains that scaling and cropping is equivalent to automatically focusing on a particular region of an image without moving a camera." Applicant has examined this paragraph and believes it is devoid of any reference to scaling, cropping, or any mention that automatically focusing is equivalent to anything else. For this reason alone, Applicant believes that the action is mistaken.

Secondly, the action states that "Applicant has not provided evidence of record to support these factual allegations." Applicant has only asserted that scaling and cropping, as known in the

art, are not the same as focusing. Applicant believes that the Office should take official notice of the meaning in the art of scaling and cropping, and acknowledge that they are not the same thing as focusing.

Thirdly, the action quotes the cited reference for the proposition that scaling and cropping are the same thing as focusing. Applicant believes that the Office action has failed to produce any reference that shows automatic focusing. Therefore, a complete substantive rejection is not yet present.

Respectfully submitted,
BEYER WEAVER LLP



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